

AGAINST HB588-

EXHIBIT 6  
DATE 2/15/07  
HB 588

Janet Kempff, Bozeman, Licensed Land Surveyor

The whole issue of generalized exempt land divisions is contrary to the intent and purposes of the Subdivision and Planning Act. Exemptions are for exceptional circumstances and should never be used for standard practices such as this. The creation of a parcel for sale is already available to all landowners through Minor Subdivision. The only reason to create this exemption would be to evade the review process.

Please DO NOT PASS HB 588 as submitted.

Mr. Everett, if you are receptive to amendments, I would suggest that you change the intent of your bill to fill an actual need, which is authorization to allow an exempt parcel because of an unforeseen hardship:

76-3-103(6) "Emergency exempt parcel" means the expedited creation of a parcel under the following emergency circumstances: *whatever you choose to describe*".

76-3-207(f) a division that creates a parcel outside of a platted subdivision that qualifies as an emergency exempt sale parcel. There must be demonstrated an ability to extend the utilities to existing utility delivery points and an ability to extend legal and physical access to an existing roadway.

Janet Kempff